

13 Plaintiff asks the Court for an Order to enforce a settlement  
14 agreement.

15 According to Plaintiff Old Dominion ("Plaintiff"), it entered  
16 into a settlement agreement ("Settlement Agreement") with  
17 Defendant JJ's Mae, Inc., on JJ Mae's own behalf and on behalf of  
18 the remaining defendants, on March 18, 2005, which was executed and  
19 executed by the parties on May 4, 2005.

20 According to Plaintiff, it has received \$50,000.00 of the  
21 \$90,000.00 agreed to in the Settlement Agreement. However,  
22 Defendant JJ Mae's Inc., Plaintiff asserts, is behind on its  
23 payments. Plaintiff asks the Court to issue an Order awarding  
24 Plaintiff judgment against JJ Mae's Inc. for \$40,000.00, plus  
25 interest. Plaintiff also asks the Court to award Plaintiff  
26 judgment jointly and severally against the remaining defendants.

1 in an amount calculated pro-rata.<sup>1</sup>

2 The Court will not issue such an Order. The Court's docket  
3 is bare of a copy of the Settlement Agreement, much less any  
4 evidence that the Court approved this agreement, or that the Court  
5 should retain jurisdiction over this agreement, or that the case  
6 against JJ Mae's Inc. and the remaining defendants was properly  
7 dismissed. Plaintiff unhelpfully has appended an unsigned copy of  
8 the Settlement Agreement, stating that the original cannot be  
9 found owing to a recent change of offices. Because Plaintiff has  
10 failed to comply with the procedural requirements outlined above,  
11 the Court is not in a position to consider the merits of  
12 Plaintiff's motion. Accordingly, the Court DENIES Plaintiff's  
13 motion.

14 IT IS SO ORDERED.  
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16 Dated: March 6, 2006

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18 UNITED STATES DISTRICT JUDGE

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26 <sup>1</sup> Plaintiff also asks the Court to award judgment for  
attorneys' fees and to issue an order allowing Plaintiff to bring a  
27 claim against JJ Mae's Inc. in the full amount owed - some  
\$109,962.16 - should JJ Mae's Inc. file for bankruptcy.